

Minutes of a Regular Meeting of the City Council
Austin Texas July 16th 1899.

Hon. Geo. G. McCall Mayor Presiding,
Roll called

Present: Aldermen, Bealy, Brady, Crocker, Fair, Green, Hayes,
Horton, Huber, Maddox, McKinnon, Miller, Morris, Mitchell,
Powell, Redd, Runnigreen, Shilly, Walker, & Zeller 19.
Absent: Aldermen, Belvin, Fischer and Stumpf. 3.

Minutes adopted
as recorded

On motion the minutes were approved, as recorded without reading,
Memorials, petitions etc.

Pet of Geo. B. Taylor
asking pay for
household goods
destroyed on aft Small
Pox.

By Alderman Zeller, petition of Geo. B. Taylor asking pay
for household goods destroyed in July 1896 on account of
small pox. Read and referred to Claims and Accounts Committee.
By Alderman Zeller, petition of E. S. Smith to erect a wooden
stairway to building, within the fire limits, read and referred
to the Fire Commissioners.

Pet of E. S. Smith
asking pay to erect
a wooden stairway

Aldermen, Belvin & Stumpf entered the Council Chamber,
By Alderman Maddox, petition of B. W. & Maggie B. Sturter for
permission to close 15th Street between Blocks Nos. 70 & 71 Division

Pet of W & Maggie B
Sturter to close part of
15th St.

"E", and to open in lieu thereof a street on the south side of the
North half of Block No 70, Div. "E". On motion of Alderman
Maddox the petition was granted.

Pet of A O Cemetery
Association asking leg-
islation as to sale of Cemetery
lots.

By Alderman Shelley, petition of the Austin City Cemetery Assoc-
iation asking legislation in reference to the sale of cemetery lots,
in the addition to the old city cemetery. Read and on motion
referred to the cemetery committee.

City Officers Reports

Reports of City Officers
The Mayor laid before the Council reports of the city officers
for the month of January 1899.

Assessor & Collector

On motion the reports were referred to their appropriate committees
without reading. The following is a synopsis of the reports.

By the Assessor & Collector, To collections as follows.

From General Revenue Taxes,	\$3274.30
" License Tax	991.50
" Fines in Recorder Court	108.50
" Pound Fees and Sales	17.50
" Int. & Costs (as of taxes)	128.53
" Travis Co (as of Hospital)	500.00
" Int & Sinking fund W & L Bonds	\$4022.33
" " " " old "	2406.78
" School taxes.	206.32
Total collections.	12779.03
	\$8918.61

Referred to Finance Committee
By the City Clerk.
Total amt of Warrants drawn against the Genl Fund during the month, \$16,557.21.
Referred to Finance Committee.
By the City Treasurer
Genl Fund.

City Clerk

City Treasurer

Balance on hand January 3^d 1899. \$ 11,290.65
 Received during the month 5,019.35
 \$ 19,313.03

Paid warrants for January 99. 19,127.67
 Balance at end of month 185.36

Balance on hand January 3^d 1899.
 on account Interest & Sinking fund old bonds \$ 1,641.69
 Received during January 99. 206.39
 \$ 1,848.08

Balance on hand July 3^d 1899.
 Balance on hand January 3^d 1899.
 on account Interest fund M & L bonds 6,000.00
 " " Sinking fund 751.48
 Received during the month 2,405.78
 \$ 9,157.26

Balances July 3^d 1899.
 of Interest fund \$ 8,000.00
 " " Sinking " 1,157.26 \$ 9,157.26
 Earnings fund.

Balances on hand Jan 1st \$ 4,727.00
 Received during the month from Sept. 7,101.65
 \$ 11,828.65

Paid Warrants during the mo. \$ 8,280.19
 Balance on hand July 1st 99. 3,548.46 11,828.65

City Marshal

Referred to Finance Committee.
 By the City Marshal
 Total fines assessed in Recorder's Court Jan 1st \$ 155.00
 Paid in cash 69.50
 Morth out 66.00
 New trial 2.00
 Carried forward 118.50 \$ 155.00
 Collected on back fines 18.75
 Pound fees Collected 29.25

City Physician

Referred to Police Committee.
 By the City Physician.
 Number of patients in Hospital Jan 1st 27
 " " admitted during " 15
 " " dismissed " " 10
 " deaths " " 1
 " remaining Jan 31st 27
 " Visits to patients during the month 129
 " Prescriptions " " 301

City Clerk

No cases of Contagious or infectious disease reported.
 Referred to Hospital Committee.
 By the City Clerk
 Total cases during the month 19
 Still 11
 Released 3

Male 4.
Female 6.

Referred to the Cemetery Committee.

Reports of Standing Committees.

Alderman Fisher for the Water & Light Committee, to whom was referred the petition of C. H. Hegel asking that the water trough at the corner of Canal & Chiniquin streets be moved one day a block west of its present location, presented a report recommending that the petition be not granted. The report of the committee was adopted.

Alderman Mead, for the Market Committee, to whom was referred an Ordinance appropriating the sum of \$300.00 to purchase a suitable file case for the City Clerk's office, presented a report recommending the passage of the Ordinance. On motion the report was adopted.

Alderman Mackay, for the select committee to confer with the City Attorney and report as to the advisability of employing counsel to assist him in the suits brought by the Receiver of the old Water Co against the city in the U.S. Court, presented the following report.

Austin Texas, July 6, 1899.

Hon. Geo. D. Ball Mayor:

Your Committee appointed at the last regular meeting of the Council to confer with the City Attorney relative to employing assistant counsel in the three suits pending in the U.S. Court for hydrant rental has leave to report that we have conferred with the City Attorney and find that the questions involved in the suits are of grave importance to the City, and we believe that the City should employ counsel to assist the City Attorney in defending said suits. We have consulted S. N. Fisher Esq. and he proposes to undertake the matter on the following terms:

1. For services in the Circuit Court of the United States at Austin, in assisting the City Attorney in the suits therein now pending for hydrant rental, \$1500.00 - one half thereof when the contract is entered into, and the balance when a trial is had in said Court,
2. For services on appeal or error to the Circuit Court of Appeals at New Orleans, \$500.00 - one half thereof upon submission to said Court, and the balance when a decision is rendered therein,
3. For services in seeking to bring the litigation before the Supreme Court of the United States on certiorari, or error or otherwise, should the City lose in the Circuit Court of Appeals and in resisting a like application on the part of the plaintiff should the City win \$500.
4. Should the litigation go to the Supreme Court of the United States upon certiorari, writ of error, or otherwise, an additional fee of \$500.00 for representing the City in said Court.
5. The City to pay all costs and expenses incident to said litigation, including cost of printing briefs etc, and to advance and pay all his actual expenses in going to, returning from and remaining in New Orleans or Washington in relation to said litigation.

We recommend that he be employed on these terms and that \$750.00 be appropriated to pay the first installment of his fee, and that

Report of the Water & Light Committee

Report of the Market Committee

Report of Select Com^{ee} to Confer With the City Atty - in regard to Employing Counsel in Suits of Old Water Co vs. City

The Mayor be authorized to enter into a contract with said Sister.

M. C. Hatcher,
L. M. Crocker,
C. M. Belvin.

The report of the committee was adopted by the following vote:
Yea, Aldermen, Belvin, Brady, Crocker, Fehr, Gross, Haynes, Huber,
McLemore, Morris, Nitschke, Powell, Rosengren, Shelly, Stampf, Walker & Zicker, 16
Nays, Aldermen, Beatty, Horton, Maddox, Miller and Reed. 5.

Unfinished Business

Order app^d 260⁰⁰
to pay City Case
for City Clerk's
office.

The Mayor laid before the Council an Ordinance appropriating
the sum of \$260⁰⁰ for a suitable file case for the City Clerk's
office. The Ordinance was read a second time and passed under
a suspension of the rules by the following vote:

Yea, Aldermen, Beatty, Belvin, Brady, Crocker, Fehr, Gross, Haynes,
Horton, Huber, Maddox, McLemore, Miller, Morris, Nitschke,
Powell, Reed, Rosengren, Shelly, Stampf, Walker & Zicker, 21
Nays, none.

New Business

Election of Matron
of City & Co Hospital

Alderman Crocker, moved that the Council now proceed to the
election of a Matron at the City Hospital to fill the unex-
pired term of Mrs S. M. Ritter deceased. Which motion prevailed,
Alderman Rosengren offered the following resolution.

Resolution on
death of Mrs
S. M. Ritter.

Be it resolved by the City Council of the City of Austin,
That it is with the most profound sorrow we learn of the
death of Mrs Sarah M Ritter, Matron of the City and County
Hospital. That in the death of Mrs Ritter the City
loses a most able, faithful and efficient officer, and the
afflicted of this Community one of their kindest and truest
friends, whose ministrations have endeared her to all who
have been brought under her tender care. That the body
tender its most sincere sympathy to the family of the
deceased, and the City Clerk is hereby directed to furnish them
with a copy of this resolution.

Tellers app^d

The resolution was unanimously adopted by a rising vote.

Nominations

The Mayor appointed the following Aldermen as Tellers in the
election of a Matron, viz: Aldermen, Horton, Maddox & Gross.
nominations for Matron being declared in order. Alderman
Crocker nominated Mrs S Hamilton, and Alderman Shelly
nominated Mrs S. Terry, no other nominations being made,
nominations were declared closed. The Tellers announced

Mayor an^d the
Council Election

the following as the result of the first ballot.
Mrs Hamilton received 16 votes and
Mrs Terry received 5 votes.

The Mayor declared Mrs Hamilton duly elected as Matron
of the City and County Hospital to fill the unexpired term of Mrs
S. M. Ritter deceased.

By Alderman, Crocker. An Ordinance appropriating the sum of
\$250⁰⁰ to pay for extra Sunday labor performed under direction

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of the Council. The Ordinance was passed under suspension of the rules by the following Vote:
 Yeas. Aldermen. Bealy, Belvin, Brady, Crocker, Fehr, Groos, Haynes, Horton, Huber, Maddox, McLemore, Miller, Morris, Mitschke, Powell, Redd, Rosengren, Shelley, Stumpf, Walker & Zicker. 21.
 Nays. None.

By Alderman Powell, the Ordinance to be entitled the Ordinance extending to the Austin Dam and Suburban Railroad for a period of one year the rights and privileges granted to it by Ordinance of the City of Austin of date July 3rd 1895. So as to allow an additional year within which to begin work on any extensions or additions to their trackage as now in operation and to repeal all ordinances in conflict with this ordinance.

This ordinance was passed under suspension of the rules by the following Vote:
 Yeas. Aldermen. Bealy, Belvin, Brady, Crocker, Fehr, Groos, Haynes, Horton, Huber, Maddox, McLemore, Miller, Morris, Mitschke, Powell, Redd, Rosengren, Shelley, Stumpf, Walker and Zicker. 21.
 Nays. None.

Alderman Maddox, President of the Council in the chair.
 By Alderman Zicker. An Ordinance appropriating the sum of \$200⁰⁰ to grade and gravel the street leading from Congress Avenue to Montopolis Bridge. The Ordinance was read the first time and on motion, the rule was suspended, and the Ordinance placed on its second reading by the following Vote.

Yeas. Aldermen. Bealy, Belvin, Brady, Crocker, Fehr, Groos, Haynes, Huber, Maddox, McLemore, Miller, Morris, Powell, Redd, Rosengren, Shelley, Stumpf, Walker & Zicker 19.
 Nays. Aldermen. Horton and Mitschke. 2.

The Ordinance was read the second time. Alderman Shelley moved to amend by striking out \$200. and inserting \$250.

The amendment was adopted and the Ordinance passed under a suspension of the rules by the following Vote.

Yeas. Aldermen. Bealy, Belvin, Brady, Crocker, Groos, Huber, Maddox, McLemore, Miller, Morris, Powell, Redd, Rosengren, Shelley, Stumpf, Walker and Zicker. 17.
 Nays. Aldermen. Fehr, Haynes, Horton and Mitschke. 4.

On motion Alderman McLemore, was excused from further attendance at this session of the Council.

Alderman Morris for the Finance Committee presented the following report.
 Austin Texas, February 6, 1899.

Hon. Geo. D. McCall, Mayor, and Board of Aldermen of the City of Austin.
 Gentlemen: Your Committee on Finance, to whom was referred the matter of preparing an estimate of the probable income from all sources which will be collected for the general fund during the fiscal year and of the expenditures to pay salaries and wages of officers and regular employees, and of the amount required to meet the other ordinary expenses of the City government, not including, work on street and Bridge and other

Ord. extending to Austin Dam & Suburban RR the time to begin work on extensions etc

Pres of Council in the chair

Ord App^d \$250⁰⁰ to grade & gravel st to Montopolis Bridge

Rep of Finance Com^{tee} on Budget 1899.

Ord. app. \$947
to pay app. acct.

By Alderman Morris an Ordinance appropriating the sum of \$947⁰⁰ to pay app. accounts. The Ordinance was passed under suspension of the rules by the following Vote:
Yeas, Aldermen, Belvin, Brady, Crocker, Groves, Haynes, Horton, Mabe, Maddox, Miller, Morris, Mitchell, Powell, Ridd, Rosengren, Shelley, Stimpf, Walker and Zeller 19.
Nays, None.

Ord. app. \$5391⁰⁰
to pay salaries of officers & employees for the month of Feb'y.

An motion Alderman Brady was excused from further attendance at this session of the Council.
By Alderman Morris, an Ordinance appropriating the sum of \$5398⁰⁰ to pay salaries of officers & employees for the month of February 1899. The Ordinance was passed under suspension of the rules by the following Vote:
Yeas, Aldermen, Belvin, Brady, Crocker, Groves, Haynes, Horton, Mabe, Maddox, Miller, Morris, Mitchell, Powell, Ridd, Rosengren, Shelley, Stimpf, Walker, and Zeller, 18.
Nays, None.

Ord. app. \$770⁰⁰
Salaries of Aldermen for Feb'y.

By Alderman Morris, An Ordinance appropriating the sum of \$770⁰⁰ to pay the salaries of Aldermen for the month of Feb'y 1899. The Ordinance was passed under suspension of the rules by the following Vote:
Yeas, Aldermen, Belvin, Brady, Crocker, Groves, Haynes, Horton, Mabe, Maddox, Miller, Morris, Mitchell, Powell, Ridd, Rosengren, Shelley, Stimpf & Zeller, 17.
Nays, Alderman, Walker, 1.

Ord. app. \$750⁰⁰
to pay for S. R. Fisher
1st installment

By Alderman Walker, An Ordinance appropriating the sum of \$750⁰⁰ to pay the first installment of fee to S. R. Fisher Esq. The Ordinance was read the first time & a motion made to suspend the rule and place the Ordinance on its second reading, which was lost by the following Vote:
Yeas, Aldermen, Belvin, Brady, Crocker, Groves, Haynes, Mabe, Morris, Mitchell, Powell, Rosengren, Shelley, Stimpf, Walker & Zeller, 14.
Nays, Alderman, Horton, Maddox, Miller, and Ridd, 4.

Ord. app. \$80⁰⁰
to pay 2 drivers street names.

By Alderman Mitchell, an Ordinance appropriating the sum of \$80⁰⁰ to pay the salaries of two drivers street names for the month of Feb'y, 1899. The Ordinance was passed under suspension of the rules by the following Vote:
Yeas, Aldermen, Belvin, Brady, Crocker, Groves, Haynes, Horton, Mabe, Maddox, Miller, Morris, Mitchell, Powell, Ridd, Rosengren, Shelley, Stimpf, Walker, and Zeller, 18.
Nays, None.

Ord. app. \$200⁰⁰
to S. R. Fisher

Alderman Shelley, moved that the Ordinance appropriating the sum of \$750⁰⁰ to pay the first installment of the fee to be paid to S. R. Fisher be referred back to the Special Committee & that they be instructed to call upon the State's Right Commission & to report thereon at next council to pay a part if not all of the fee, and to report the result of their efforts to a meeting of the City Council to be held at 8 o'clock P. M. next Thursday. The motion was lost by the following Vote:

Yeas. Aldermen, Horton, Maddox and Shelly. 3.
 Nays. Aldermen, Belvin, Brady, Crocker, Groos, Haynes, Huber, Miller, Morris, Mitschke, Powell, Redd, Rosengren, Stumpf, Walter & Zilker. 15.
 Alderman Redd moved to reconsider the vote whereby the council was used to suspend the rule and place the Ordinance appropriating the sum of \$750⁰⁰ to pay the first installment of the fee to be paid to S. R. Foster, on its second reading, which motion prevailed. The Ordinance was then passed under suspension of the rules by the following Vote:

Yeas. Aldermen, Belvin, Brady, Crocker, Groos, Haynes, Huber, Morris, Mitschke, Powell, Redd, Rosengren, Shelly, Stumpf, Walter & Zilker 15.
 Nays. Aldermen, Horton, Maddox and Miller. 3.

Ord. Appⁿ \$196⁰⁰ to pay 4 drivers & 1 cartman Sanitary Dept.

By Alderman, Crocker, an Ordinance, appropriating the sum of \$196⁰⁰ to pay the salaries of 4 drivers sanitary carts & one guttorman Sanitary Dept. for July 1899. The Ordinance was passed under suspension of the rules by the following Vote:

Yeas. Aldermen, Belvin, Brady, Crocker, Groos, Haynes, Horton, Huber, Maddox, Miller, Morris, Mitschke, Powell, Redd, Rosengren, Shelly, Stumpf, Walter and Zilker. 18.

Ord. appⁿ \$200⁰⁰ for 94 labor teams Street Dept.

Nays. None.
 By Alderman, Mitschke, An Ordinance, appropriating the sum of \$200⁰⁰ for extra street labor and teams for the month of July 1899. The Ordinance was passed under suspension of the rules by the following Vote:

Yeas. Aldermen, Belvin, Brady, Crocker, Groos, Haynes, Horton, Huber, Maddox, Miller, Morris, Mitschke, Powell, Redd, Rosengren, Shelly, Stumpf, Walter and Zilker. 18.

Ord. appⁿ \$250⁰⁰ for Bell for Protection Hose Co # 3.

Nays. None.
 By Alderman, Crocker, An Ordinance appropriating the sum of \$250⁰⁰ to purchase a Bell for Protection Hose Co No 3. The Ordinance was passed under suspension of the rules by the following Vote:

Yeas. Aldermen, Belvin, Brady, Crocker, Groos, Haynes, Horton, Huber, Miller, Morris, Mitschke, Powell, Redd, Rosengren, Shelly, Stumpf, Walter and Zilker. 17.

Nays. Alderman, Maddox. 1.

adjourned.

On motion the Council adjourned

Geo. Johnson
 City Clerk.